IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 20633 of 1999

Between:

The General Secretary
A.P. Film Industry Employees' Federation Hyderabad,
A.P

..... PETITIONER

AND

1 The District Collector and Magistrate
Hyderabad
2 The Secretary to the Govt., A.P. Home (Police) Dept.,
Secretariat Hyderabad
3 The Secretary to the Govt., A.P. Home(Cinematography) Dept.
Secretariat, Hyderabad
4 The Secretary to the Govt., A.P. Revenue Dept.,
Secretariat Hyderabad
5 The Chief Secretary to the Govt. A.P.
Secretariat Hyderbad
6 The Commissioner of Police
Twin Cities of Hyderabad & Secunderabad
7 The Director General of Police, Govt., A.P
Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to

issue an order, direction, or a Writ, more particularly One in the nature of Writ of Mandamus, calling for records and remarks from the Respondents herein, in and connected to: i) Assurance given to the Petitioner's Federation by the Government with regard to assignment of land situated in Survey No.403 (Film Nagar) of Banjara Hills, Hyderabad in favour of the Members of the Federation; and ii) Threatening the employees of the Petitioners Federation by the Police, on 18-09-1999 at 12.00P.M., (Mid-Night) to vacate the said land on or before 21st October, 1999, otherwise the huts raised on the said land will be demolished with Police force" and pass "Status quo" orders by not disturbing the huts of the employees of the said Federation pending final disposal of the case in the matter and to direct the concerned the Government to assign the land to the Employees of the Petitioners Federation" and to pass such order or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case

Counsel for the Petitioner: Taken Up Writ Petition

Counsel for the Respondent Nos. 1 to 7: GP FOR ASSIGNMENTS

The Court made the following :

Oral Order: (per Sri Devinder Gupta, CJ)

Telegram received from the A.P. Film Industry Employees Federation, Hyderabad was treated as 'Public Interest Litigation' and registered as such. In the petition, they allege that on the promise made by the Government that it would allot house sites to them for their shelter, they have shifted from Chennai to Hyderabad. They complain that so far no action has been taken by the respondents.

In the counter affidavit filed by Sri Bhanwaralal, District Collector of Hyderabad, it is stated that no such assurance as alleged in the telegram was ever given to the petitioner-Federation. It is further stated that some temporary encroachments were made by some unknown persons on the Government land, which, on receipt of information from the Managing Director of A.P. Film Television and Theatre Development Corporation Ltd., were removed and a criminal case was also registered against them. However, with regard to assignment of lands to persons entitled thereto, including eligible cine workers, it is stated that their case will be duly

considered as per the norms for allotment after constructions of plots with proper lay out. Otherwise, it is stated that as of right, persons like the petitioner had no right to claim assignment.

In view of the affidavit in reply, no further directions deserves to be issued in this petition. The writ petition is accordingly closed.

DEVINDER GUPTA,CJ

Date: 8th July, 2004

G. ROHINI,J

Pnb

To:

1 The District Collector and Magistrate
Hyderabad
2 The Secretary to the Govt., A.P. Home (Police) Dept.,
Secretariat Hyderabad
3 The Secretary to the Govt., A.P. Home(Cinematography) Dept.
Secretariat, Hyderabad
4 The Secretary to the Govt., A.P. Revenue Dept.,

Secretariat Hyderabad

5 The Chief Secretary to the Govt. A.P.
Secretariat Hyderbad

6 The Commissioner of Police
Twin Cities of Hyderabad & Secunderabad

7 The Director General of Police, Govt., A.P
Hyderabad.

8. Copy to the Government Pleader for Assignments, High court Buildings, Hyderabad (OUT)

9. The Special Officer, PIL, High Court Buildings, Hyderbad.

10. Two C.D. copies